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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

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April 5, 2001

Linda Blair, Chief  
Audio Services Division  
Mass Media Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: KALW(FM), San Francisco, CA  
Facility ID No. 58830  
San Francisco Unified School District  
File No. BRED-19970801YA

Federal Communications Commission	
Docket No. <u>04491</u>	Exhibit No. <u>54</u>
Presented by <u>EB</u>	
Disposition	Identified <u>5/16/01</u>
	Received <u>5/16/01</u>
	Rejected _____
Reporter <u>E. Yaddell</u>	
Date <u>5/16/01</u>	

Dear Ms. Blair:

This letter is filed on behalf of the San Francisco Unified School District ("SFUSD"), licensee of KALW(FM), San Francisco, CA, in response to the February 5, 2001 letter from the Audio Services Division of the Mass Media Bureau (hereafter, "MMB" or "Bureau"). That letter requests that SFUSD provide responses to several questions regarding its public file. On March 7, 2001, SFUSD requested an additional 30 days, to and including April 6, 2001, in which to respond to the inquiries posed in that letter.

**SFUSD Responses:**

In general with respect to the following responses, SFUSD wishes to bring the following matters to the Bureau's attention. These matters are not extraneous to the Bureau's inquiries but, rather, are directly relevant and germane to any question of whether deficiencies exist in the contents of KALW's public inspection file.

First, since the Commission's letter reminds SFUSD that its record keeping obligations predate the hiring of Jeffrey Ramirez, SFUSD wishes to bring to the Commission's attention the fact that San Francisco's Loma Prieta earthquake on October 17, 1989 severely damaged the John

**Letter to Linda Blair, Audio Services Division**

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O'Connell High School Building in San Francisco where KALW's broadcast studios and office were located.. Within days, emergency officials condemned the building as unsafe and ordered KALW to vacate the building. The studio was relocated on a temporary basis to the transmitter site of radio station KSFO, while the office was quickly packed into boxes and moved to the girls' locker room of a nearby abandoned high school gymnasium. This situation lasted until more permanent, but still temporary, facilities could be built on the basketball court of the abandoned gymnasium. Once relocated to this site, many of the station's files remained in moving boxes in the gymnasium due to space and budgetary constraints. As a result, it was not until December, 1996 (barely four months after Mr. Ramirez was hired) that KALW was finally moved to its present -- and permanent -- location at 500 Mansell Street. Once settled in the Mansell Street location, KALW's management attempted to ascertain what was missing from the files and to restore them to the appropriate condition in compliance with the Commission's rules.

Second, KALW's public inspection file, until recently, was located in a file cabinet in a publicly-accessible location in its offices and was never locked, so that any station employee had access to those files.

Third, Golden Gate Public Radio ("GGPR"), the would-be petitioners who made these allegations against SFUSD, consists -- along with several of its allies -- of disgruntled employees and station volunteers. GGPR has not denied that it filed its allegations against KALW only after it threatened to file such a petition in an attempt to force SFUSD into assigning its license to GGPR. SFUSD believes that GGPR's demands would, if they had been honored, have constituted a transfer of assets in violation of Section 73.3589 of the Commission's rules, and has so argued in its previous filings in this proceeding (see, e.g., SFUSD's Opposition to Golden Gate Public Radio Petition to Deny, January 20, 1998, pp. 34 - 36). GGPR's demands that it be given the station were rebuffed in October 1997 and its so-called "Petition to Deny" (which SFUSD continues to maintain is no more than an informal objection) followed. GGPR seemingly believes that it stands to benefit from any Commission sanction against SFUSD and thus, as a matter of fundamental evidentiary principles, must be recognized as having a strong incentive to remove documents from KALW's public inspection files.

It is hardly beyond the realm of possibility that GGPR might do so. GGPR has not denied SFUSD's allegations that one or more of its members or allies illegally "hacked" into the SFUSD e-mail system or that it illegally removed documents from the personnel files of fellow employees (see, e.g., SFUSD's Opposition at 11 - 15). As the Bureau recognized in its February 5, 2001 letter, GGPR appropriated for its own use in this proceeding 14 pages on-air pledge drive forms, containing confidential personal, proprietary, and privileged financial information. GGPR has, therefore, demonstrated that it seemingly believes that its desired goal -- to appropriate SFUSD's broadcast license for itself -- justifies whatever means it seizes upon, including unauthorized access to and use of materials found in SFUSD's and KALW's document and electronic files.

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**Specific Responses:**

1. **Ownership/Supplemental Reports Inquiry:** On August 1, 1997, when the subject license renewal application was filed, did the KALW(FM) public inspection files contain all of the ownership and supplemental reports required to be kept by then Section 73.3527?

**Response:** Yes. On August 1, 1997, the KALW(FM) public inspection file contained all of the ownership reports. SFUSD and the present management of KALW(FM) also believe that all required supplemental reports were, in fact, present in the public inspection file on August 1, 1997. However, KALW is unable to prove that one particular supplemental report, which is believed to have been placed in the file in January 1995, was in fact present in the file on August 1, 1997.

a) **Explanation.** The public inspection file at the present time contains copies of ownership reports that were placed in that file when KALW's license renewals were filed, on July 25, 1990 and July 30, 1997, respectively, as required by then-Section 73.3527( a )(4). Both of these documents were present in the file on August 1, 1997. Several supplemental reports, as also required by then-Section 73.3527, were also placed in the public inspection file during the interim period, to account for changes in SFUSD's governing board as a result of elections.<sup>1</sup> SFUSD is governed by the San Francisco Board of Education, which consists of seven elected members and an appointed Superintendent of Schools. A School Board election is held every other year, at which time one-half of the Board (either 3 or 4 members) is up for election. Elections are held in November of evenly-numbered years, with new and re-elected Board members taking office when the Board holds its first meeting the following January. Thus, supplemental reports identifying new board members for the interim years of 1991, 1993, and 1995 should have been in the file on August 1, 1997.

At the time of KALW's 1997 renewal, Mr. Jeff Ramirez, the then-general manager of the station, certified that all required supplemental reports were present in the file. SFUSD and KALW's present management have no reason to disbelieve Mr. Ramirez' certification. When the present management reviewed the public inspection file in order to respond to this inquiry, it found supplemental reports for the years 1991, 1993, and 1995, reporting on election results of November of 1990, 1992, and 1994. While these three reports are all present in the file, the 1995 Report is dated December 10, 1997. Under the terms of then-Section 73.3527, this supplemental report should have been placed in the file in January or February, 1995, that is, within 30 days

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<sup>1</sup>SFUSD disputes GGPR's allegation that a 1991 report was the "most recent report" in KALW's public inspection file. The 1991 report was a supplemental, not an ownership report, as were the 1993 and 1995 reports. KALW's regular ownership reports were filed along with its license renewal applications, and were contemporaneously placed in the public inspection file, on July 25, 1990 and July 30, 1997, respectively.

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after the newly-elected members of the School Board had taken office. It appears, therefore, that this particular report for the 1995 board changes was not placed in the public inspection file until December 1997. SFUSD stands by Mr. Ramirez' certification, but is unable to prove today, nearly four years later, whether this particular supplemental report for 1995, bearing the correct January 1995 date, was in fact in the public inspection file as of August 1, 1997 (as Mr. Ramirez certified). SFUSD has no information that would indicate whether or by whom the original report might have been removed or misplaced, necessitating the creation of a replacement in December 1997. All that can be stated for certain at this time, several years later, is that the supplemental report for 1995 which is in the file today bears the date December 10, 1997.

Additionally, the public inspection file does not presently contain a supplemental ownership report from January, 1997. KALW's present management and SFUSD are unsure whether then-Section 73.3527 should be interpreted to have required the filing of a supplemental report in January 1997 with regard to the election results of November 1996, given that a full ownership report was scheduled to be filed (and, in fact, was filed) along with KALW's license renewal in August, 1997, and no change in Board membership occurred (or was anticipated to occur) between January and August of 1997. On the one hand, it would elevate form over substance to require an NCE station to file two reports, detailing the identical board composition, within a single year. If, on the other hand, the Commission takes the position that the former rule would have required both a supplemental and a regular ownership report for 1997, SFUSD will comply and prepare a supplemental ownership report on the election results of November 1996.

SFUSD does not believe that any sanction would be appropriate with respect to either the 1995 or, if required, 1997 supplemental reports, given the Commission's recognition that such reports were unduly burdensome on NCE licensees and were not particularly useful as a regulatory tool. The Commission has now abolished the supplemental report requirement, as a result of which NCE stations, like commercial stations, will only be required to file (and place in its public file) an ownership report every two years, on its renewal anniversary date (*Reminder of Biennial Ownership Reporting for Noncommercial Educational Broadcast Station Licensees*, Release No. DA 01-669, 2001 FCC LEXIS 1442 (March 14, 2001)).

In the Notice of Proposed Rulemaking that proposed this rule change, the Commission acknowledged that "relaxed [supplemental report] requirements would not adversely affect the Commission's ability to monitor ownership of . . . noncommercial educational broadcast stations" and pointed out that "Ownership Reports rarely generate challenges or complaints." *Biennial Regulatory Review - Streamlining of Mass Media Applications, Rules, and Processes*, MM Docket No. 98-43, 13 FCC Rcd 11349, 11380 (April 3, 1998). Furthermore, the Commission considered the requirement to file such supplemental reports to be particularly burdensome for NCE stations, pointing out that:

"... the current ownership reporting requirements are stricter for noncommercial stations than for commercial stations. We believe that the supplemental reporting requirement ... may be especially burdensome for noncommercial permittees and licensees. This requirement often serves to elicit information of less substantial changes for which prior Commission approval is not required."

*Id.*

In the case of a publicly-elected governing board such as San Francisco's, the concept of "ownership" of the station raises questions of law and policy regarding whether there was ever an underlying need for such supplemental reports. KALW(FM) is owned by the San Francisco public schools, whose governing board is elected by the citizens of San Francisco. Thus, it is inconceivable that "prior Commission approval" could be required for changes in "ownership" that are simply the result of public elections. Furthermore – because they are elected public officials – the identity of SFUSD's governing board is readily ascertainable by the public without the need to find that information in KALW's public files. Under these circumstances, it would elevate form over substance for the Commission to sanction KALW or its licensee with respect to the date on which a particular supplemental ownership report was placed in its public file.

Copies of each ownership and supplemental report for the period in question, all of which reports are currently in KALW's public inspection file, are enclosed.

2. **Issues/Program Lists/ First Inquiry:** On August 1, 1997, did the KALW(FM) public inspection file contain all of the issues/program lists required by then Section 73.3527?

**Response:** Yes. SFUSD and the present management of KALW believe that its public inspection files, as of August 1, 1997, contained all required issues/program list materials for the entire period in question. Mr. Ramirez, who reviewed the contents of the file in July and August, 1997 in connection with preparation of KALW's license renewal form, certified on July 30, 1997, in accordance with the relevant question on License Renewal Form 303, that KALW had "placed in its public inspection file at the appropriate times the documentation required by 47 CFR Section 73.3526 and 73.3527." Neither KALW's present management nor SFUSD has any reason to disbelieve that certification. Furthermore, according to information in the files of KALW's counsel, KALW station management again reviewed the public inspection files in January 1998 and reported to counsel, at that time, that the files were in order in accordance with a public file review check sheet published by National Public Radio for use by its members (a copy of which is enclosed).

However, when KALW's present management reviewed the issues/program lists file for the period in question, in connection making its response to the Bureau's inquiry letter, they did not find, for each and every quarter during that period, specifically-prepared lists with respect to

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all locally-produced programs, but only the nationally-produced NPR issues/program lists. Also missing from the file was the original of an issues/program list for the program *City Visions* covering the last quarter of 1997. That list had been faxed to counsel in January 1998, just prior to the original being placed in the issues/program list file, but was no longer there. Fortunately, counsel retained the faxed copy, which has been enclosed as an exhibit to Inquiry Response #2.

SFUSD and KALW's present management are unable to explain what may have happened to this or any other missing lists with respect to its locally-produced programs. Significantly, however, KALW management has discovered that the public inspection file is presently missing one other particular document which should have been there -- a three-page listing that summarized significant local issues that had been presented by KALW program producers during the period from June 1995 through July 1997. This list had been in the file in July 1997. In fact, a copy of the document in question had been provided to the Commission as an attachment to Golden Gate Public Radio's Petition to Deny (see Exhibit O to the Petition to Deny, filed November 3, 1997, but served on SFUSD on December 11, 1997). In an affidavit attached to that pleading, Jason Lopez asserted that he found the document in KALW's public inspection file on July 28, 1997. SFUSD finds it curious and disturbing that this and other documents seem to be missing at the present time from its public inspection file and cannot account for these strange discrepancies.

**Issues/Program Lists/Second Inquiry:** Did any lists that were in the file contain information required by Section 73.3527?

**Response:** SFUSD and the present management of KALW(FM) believe that its issues/program lists file contained all information required by then-Section 73.3527, but, as stated above, cannot presently account for a limited number of lists of significant issues that were treated in locally-produced programs.

**a) Details:** A very large number of KALW's locally-produced programs contain significant treatments of issues of importance in the San Francisco community. Series such as *City Visions* (which explores issues relating to health care, the environment, the economy, and government in the Bay area), *Your Legal Rights*, *AIDS Update*, and *Outright Radio*, as well as many individual public affairs and documentary programs (including the Board of Education meetings which are broadcast live) provide significant treatment of public issues of great importance to the community, including but not limited to, the public education of its children. Likewise, KALW broadcasts a number of National Public Radio (NPR) and Public Radio International (PRI) programs which, although nationally-produced and distributed, treat numerous issues that are of great significance to the people of San Francisco. Lists and other material regarding both categories of programs are placed and maintained in KALW's public file.

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Thus, while present management of KALW did not find discrete specifically-prepared program lists for every quarter during the period in question in a format that fits precisely with the language used in then Section 73.3527(a)(7), the file nevertheless contains (and did contain on August 1, 2001) the documentation required by the rule and by Form 303's certification.

For each quarter of the period in question, the file contains, at a minimum, a copy of KALW's quarterly program guide. The program guide provides all required information regarding programs -- local and national -- that provided significant treatment of issues of public importance during the quarter, including the time, date, title and duration of all such programs. Also included in this file, for each quarter in the period, are lists of issues of public importance that received significant treatment in nationally-produced programs provided to KALW by National Public Radio. SFUSD believes and avers that these materials were present in the file on August 1, 1997. The NPR lists would *in and of themselves* be sufficient to satisfy the rule even without the extensive programming regarding issues of public importance that was produced by KALW between 1991 and 1997. Taken together, these materials constitute another basis for recognizing KALW's compliance with the requirements of then-Section 73.3527. They also fully support Mr. Ramirez' certification regarding "documentation required" by the rules.

If the Commission takes the position that KALW(FM) will not be considered in compliance with then-Section 73.3527(a)(7) unless it supplies 25 specifically-created *lists* for each and every one of its locally-produced programs for each quarter, in addition to the NPR quarterly issues/program lists which are already in the files, SFUSD can certainly instruct the KALW staff to do so, because such lists can be re-created from the extensive material in the file that covers the entire period in question. Considering the fact, however, that many radio stations, commercial and non-commercial alike, provide only minimal public affairs programming and, when they do, obtain such programming from a national network rather than by producing the programs themselves, SFUSD believe that such a requirement would, in effect, penalize KALW for its extensive local production efforts.

In order to permit the Commission to determine whether KALW's existing issues/program materials are sufficient documentation to satisfy the rule, we have enclosed herewith representative samples of what the file contains for each period. These include a copy of KALW's April/May/June 1997 program guide, a list of issues from its locally-produced program *Aids Update* from that same period, the Spring and Summer 1997 Quarterly Issues/Programs List for *City Visions* (also locally-produced), and a representative sample of the NPR issues/program list for the same period. If the Commission decides that these materials are not sufficient to comply with the format requirements of then-section 73.3527(a)(7), SFUSD will either be forced to rely on the national NPR lists alone, or will take steps to record the required information for its local programming in that format for all quarters of the period in question.



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**3. Donor List Inquiry:** On August 1, 1997, did the KALW(FM) public file contain a complete listing of donors supporting specific programs, as required by then Section 73.3527?

**Response:** Yes, to the limited extent that such donors existed. As a matter of policy and long-term practice, KALW does not solicit or accept underwriting support for specific programs. Rather, all underwriting funds are considered general support. If a particular underwriter requests that its underwriting announcement be aired during a particular day-part or program, KALW will honor that request. The underwriting funds in question are, nevertheless, not allocated to support for that program, or for any specific program, and underwriting funds are not solicited on the basis of support for specific programs. Therefore, as a general matter, KALW has had no reason to file donor lists as required by Section 73.3527.

The only exception to this policy is with respect to a weekly program called *Your Legal Rights*, which is supported by donations from the San Francisco Bar Association and the State Bar of California as a public service to provide public information about lawyer referral services. To SFUSD's knowledge and belief, a listing of these donors, in connection with their support of this program, as required by then-Section 73.3527, was in the public inspection files on August 1, 1997.

**4. Steps Taken to Correct Problems.** The present General Manager and Operations Manager of KALW(FM) have completely reviewed KALW's public inspection file and made sure that it contains all required documents, reports, and information through to the present. To the extent that any replacement or corrected reports or information might have been required, such corrections have been made. Additionally, the public inspection file is now located in a more secure area, in the general manager's office, where its contents can be made available for inspection to members of the public who request access, but where access can be monitored so that risk of future loss of documents can be prevented. The Operations Manager has been assigned responsibility for maintaining and keeping the public inspection files up-to-date. Copies of the Commission's public inspection file checklist and the NPR, NFCB and NAB compliance guides have been consulted in order to better educate staff regarding compliance.

**5. Inquiry re Complete File:** As of the date of this letter, is the KALW(FM) public inspection file now complete?

**Response:** Yes. As of the date of this response, KALW's public inspection file is now complete. The KALW(FM) public inspection file contained all required materials as of April 5, 2001.

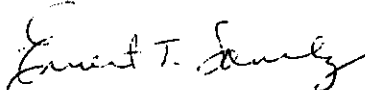
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If you or the staff of the Mass Media Bureau have any questions, please contact the undersigned. SFUSD hopes that this proceeding can be brought to a conclusion as expeditiously as possible and wishes to cooperate with the Commission in order to achieve that result.

Sincerely yours,



Ernest T. Sanchez

Susan M. Jenkins

Counsel for San Francisco Unified School District

Licensee of KALW(FM)

cc. Jackie Wright, Executive Director, Office of Public Engagement, SFUSD  
Nicole Sawaya, General Manager, KALW(FM)  
David Campos, Esq., San Francisco City Attorney's Office  
Jeffrey A. Berchenko, Esq.  
Jason Lopez (for Golden Gate Public Radio)

**Declaration  
of  
William Helgeson,  
Operations Manager  
KALW**

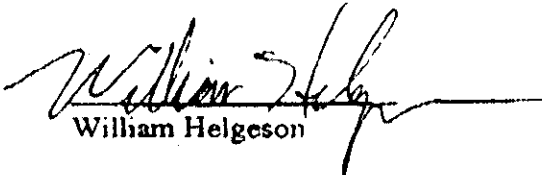
**DECLARATION OF WILLIAM HELGESON**

**I, William Helgeson, under penalty of perjury, do hereby declare and state as follows:**

1. My name is William Helgeson. My address is 184 Bonview Street, San Francisco, CA. I make this declaration based upon my own personal knowledge.
2. I am employed by the San Francisco Unified School District ("SFUSD") as Program Manager for KALW(FM); this position is also termed "Operations Manager." As various times over the past several years, I have served as KALW's Acting Station Manager. I have been an employee of SFUSD at the radio station since 1987.
3. SFUSD's attorneys have provided me with a copy of a letter that will be provided to the Federal Communications Commission ("FCC") on behalf of SFUSD in response to a February 5, 2001 letter of inquiry from the Audio Services Division of the Mass Media Bureau of the FCC ("response letter"), along with copies of the several attachments to that letter. I have reviewed the response letter and its attachments. It is my understanding that this response letter is to be filed at the FCC on or before April 6, 2001. I have personal knowledge of the factual matters set forth in the response letter and its attachments.
4. The statements and other factual allegations contained in SFUSD's response letter are true and correct to the best of my personal knowledge and belief.
5. I am familiar with and have personal knowledge of the contents of KALW's public inspection file. All of the ownership reports and supplemental reports provided as attachments to the response letter are true and correct copies of documents that are maintained in KALW's public inspection file, which copies were provided to SFUSD's counsel so that they could be included as attachments to the response letter and provided to the FCC. Similarly, the sample copies of KALW's program guide and of the NPR issues/program-lists are also true and correct copies of documents that are maintained in KALW's public inspection file, which were provided to SFUSD's counsel so that they could be included as attachments to the response letter and provided to the FCC.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief.

Executed on April 5, 2001.

  
William Helgeson

**Response To Inquiry #1**

**(Ownership and Supplemental Reports 1990 - 1997)**



July 25, 1990

The Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554-1800

Dear Secretary:

Enclosed please find copies of the San Francisco Unified School District's renewal application for KALW-FM. We enclose herewith one original and one copy of the following:

1. FCC Form 303-S
2. Attachment #1 to the above form responding to question #7, regarding compliance at the KALW FM transmitting site with the ANSI C95.1-1982 Standard for limiting human exposure to radiofrequency (RF) electromagnetic fields.
3. FCC Form 396, Broadcast Equal Opportunity Program Report
4. FCC 323-E (Ownership) with a signature date of July 23, 1990.

We look forward to your timely approval of our renewal application.

Sincerely,

*Daniel del Solar*

Daniel del Solar  
General Manager

cc. Fred Rodriguez  
Ramon C. Cortines  
Linda Davis

**SFUSD 1990**

**OWNERSHIP REPORT**

**(From KALW Public Inspection File)**

Approved by OWE  
3060-0082  
Expires 4/30/90

UNITED STATES OF AMERICA  
FEDERAL COMMUNICATIONS COMMISSION

Ownership Report  
For Noncommercial Educational Broadcast  
Station

FOR COMMISSION USE ONLY

File No.

Name of Applicant

SAN FRANCISCO UNIFIED SCHOOL DISTRICT

Telephone No. (Include Area Code) 415-695-5740

1. All of the information furnished is reported as of

July 17, 1990

(date must comply with Section 73.3615(e) when box 1(a) below is checked)

INSTRUCTIONS

1. This report is to be filed as follows by noncommercial educational TV, PW, or AM broadcast stations (See Section 73.3615 of the Commission's Rules.)

(a) By licensees with the application for renewal of station license. Licensees with current unamended Ownership Reports on file at the Commission may so indicate on their renewal applications and be relieved of the obligation to file a new Ownership Report.

(b) By licensees or permittees within 30 Days after the consummation, pursuant to Commission consent, of a transfer of control, or an assignment of license or the grant of an original construction permit.

(c) By licensees or permittees within 30 days after changes in the information called for by this form.

(d) File one copy with the Federal Communications Commission, Washington, D.C. 20554. If information submitted is equally applicable to each station above listed, one report may be filed for all such stations; otherwise a separate report shall be filed for each station.

(e) This form is to be filled out completely when filed pursuant to (a) and (b) above. When filled out pursuant to (c), changes only need be noted.

2. Any contract or modification of contract relating to the ownership, control, or management of the licensee or permittee must be filed with the Commission, as required by Section 73.3613 of the Rules. Attention is directed to the fact that Section 73.3613 requires the filing of all contracts of the types specified and is not limited to executed contracts but includes options, pledges, and other executory agreements and contracts relating to ownership, control, or management.

3. This form should be used to report all types of transactions concerning agreements and voting control.

4. If the licensee or permittee is directly or indirectly controlled by another entity, a separate Form 323E should be submitted to report changes in the officers and directors of such entity.

5. This form is not to be used to report or request a transfer of control or assignment of license or construction permit (except to report a transfer or control or assignment of license made pursuant to prior Commission consent). The appropriate forms for use in connection with such transfers or assignments are FCC Forms 314, 315, and 316. It is the prime responsibility of the licensee or permittee to determine whether a given transaction constitutes a transfer of control or an assignment.

6. The official title of the respondent must be an officer of the licensee or permittee corporation or association, or in case of a governmental or public educational agency, a duly authorized administrative representative thereof.

This report is filed pursuant to instruction (Check One).

1(a) ☒ Renewal

(b) ☐ Transfer of Control,  
Assignment of License, or  
Construction Permit

(c) ☐ Change of prior report, for the following stations:

Call sign KALW

Type of station FM EDUCATIONAL

Location

City SAN FRANCISCO

State CA

2. List all contracts and other instruments set forth in Section 73.3613 of the Commission's Rules and Regulations

Description of contract or instrument  
CORPORATION FOR PUBLIC BROADCASTING  
(community service grant)  
NATIONAL PUBLIC RADIO  
(program agreement on file)  
AMERICAN PUBLIC RADIO  
(program agreement on file)

Name of person or organization with whom contract is made  
CORPORATION FOR PUBLIC BROADCASTING  
NATIONAL PUBLIC RADIO  
AMERICAN PUBLIC RADIO  
HEARTS OF SPACE INC.

Date of execution

ALL ABOVE CONTINUE YEAR TO YEAR

Date of expiration

ALL ABOVE CONTINUE YEAR TO YEAR

3. Is the governing board directly or indirectly under the control of another entity?  
☐ Yes ☒ No

If "Yes", give name and nature of entity

4. Show the interests in any other broadcast station of the licensee or permittee, or any of its officers, members of the governing board, and holders of 1% or more ownership interest, if any



5. Give the following information as to applicant's officers, members of governing board, and holders of 1% or more ownership interest, if any.

NAME AND RESIDENCE	OFFICE HELD	CITIZENSHIP	PRINCIPAL PROFESSION OR OCCUPATION	BY WHOM APPOINTED OR ELECTED
ROSARIO ANAYA 240 DOLORES ST SAN FRANCISCO CA 94103	MEMBER, BOARD OF EDUCATION	U.S.	EDUCATOR	ELECTED BY SAN FRANCISCO VOTERS
RAMON CORTINES 2470 FILBERT ST SAN FRANCISCO CA 94123	SUPT. OF SCHOOLS - SECTY OF BOARD	U.S.	SUPERIN- TENDENT	SAN FRANCISCO BOARD OF EDUCATION
LIBBY DENEBEIM 200 ST FRANCIS BOULEVARD SAN FRANCISCO CA 94127	MEMBER, BOARD OF EDUCATION	U.S.	COMMUNITY ACTIVIST	ELECTED BY SAN FRANCISCO VOTERS
MYRA KOPF 1940-12TH AVE SAN FRANCISCO CA 94116	MEMBER, BOARD OF EDUCATION	U.S.	NOT EMPLOYED	ELECTED BY S.F. VOTERS

Section 310(d) of the Communications Act of 1934 requires that consent of the Commission must be obtained prior to the assignment or transfer of control of a station license or construction permit. This form may not be used to request an assignment of license or transfer of control (except to report an assignment of license or control made pursuant to prior Commission consent).

#### CERTIFICATION

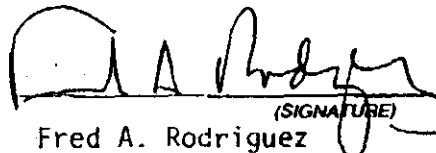
(Date of certification must be within 30 days of date shown in Item 1 when box 1(a) is checked and in no event prior to Item 1 date.)

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 23 day of July 1990

**SAN FRANCISCO UNIFIED SCHOOL DISTRICT**  
(NAME OF LICENSEE OR PERMITTEE)

By

  
(SIGNATURE)

Fred A. Rodriguez

Title

PRESIDENT

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE  
PUNISHABLE BY FINE AND IMPRISONMENT  
U.S. CODE, TITLE 18, SECTION 1001.

#### FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended.

The principal purpose(s) for which the information will be used is to determine if the benefit requested is consistent with the public interest.

The staff, consisting variously of attorneys, accountants, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing.

If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information.

Accordingly, every effort should be made to provide all necessary information. Your response is required to retain this benefit.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, December 31, 1974, 5 U.S.C. 552a(e) (3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3607

List of members of the governing board, and holders of 1% or more ownership interest, if any.				
NAME AND RESIDENCE	OFFICE HELD	CITIZENSHIP	PRINCIPAL PROFESSION OR OCCUPATION	BY WHOM APPOINTED OR ELECTED
JOANNE MILLER 1920 QUINT ST. S.F., CA 94127	MEMBER, BOARD OF EDUCATION	U.S.	EDUCATOR	ELECTED BY SAN FRANCISCO VOTERS
FRED A. RODRIGUEZ 1231 - 28th AVENUE S.F., CA 94122	MEMBER, BOARD OF EDUCATION	U.S.	LAWYER	ELECTED BY SAN FRANCISCO VOTERS
DR SODONIA WILSON 540 DARIEN WAY S.F., CA 94127	MEMBER, BOARD OF EDUCATION	U.S.	DIRECTOR, SPEC. PROG. & SERVICES	ELECTED BY SAN FRANCISCO VOTERS
DR LELAND YEE 1489 DOLORES ST S.F., CA 94110	MEMBER, BOARD OF EDUCATION	U.S.	PSYCHOLOGIST	ELECTED BY SAN FRANCISCO VOTERS

**SFUSD 1991**

**SUPPLEMENTAL REPORT**

**(From KALW Public Inspection File)**

Approved by OMB  
3060-0084  
Expires 4/30/90

UNITED STATES OF AMERICA  
FEDERAL COMMUNICATIONS COMMISSION

Ownership Report  
For Noncommercial Educational Broadcast  
Station

FOR COMMISSION USE ONLY

File No.

Name of Applicant

San Francisco Unified School District

Telephone No. (Include Area Code) (415) 695-5740

1. All of the information furnished is reported as of

January 31, 1991

(date must comply with Section 73.3615(e) when box 1(a) below is checked)

INSTRUCTIONS

1. This report is to be filed as follows by noncommercial educational TV, FM, or AM broadcast stations (See Section 73.3615 of the Commission's Rules.)

(a) By licensees with the application for renewal of station license. Licensees with current unamended Ownership Reports on file at the Commission may so indicate on their renewal applications and be relieved of the obligation to file a new Ownership Report.

(b) By licensees or permittees within 30 Days after the consummation, pursuant to Commission consent, of a transfer of control, or an assignment of license or the grant of an original construction permit.

(c) By licensees or permittees within 30 days after changes in the information called for by this form.

(d) File one copy with the Federal Communications Commission, Washington, D.C. 20554. If information submitted is equally applicable to each station above listed, one report may be filed for all such stations; otherwise a separate report shall be filed for each station.

(e) This form is to be filled out completely when filed pursuant to (a) and (b) above. When filled out pursuant to (c), changes only need be noted.

2. Any contract or modification of contract relating to the ownership, control, or management of the licensee or permittee must be filed with the Commission, as required by Section 73.3613 of the Rules. Attention is directed to the fact that Section 73.3613 requires the filing of all contracts of the types specified and is not limited to executed contracts but includes options, pledges, and other executory agreements and contracts relating to ownership, control, or management.

3. This form should be used to report all types of transactions concerning agreements and voting control.

4. If the licensee or permittee is directly or indirectly controlled by another entity, a separate Form 323E should be submitted to report changes in the officers and directors of such entity.

5. This form is not to be used to report or request a transfer of control or assignment of license or construction permit (except to report a transfer of control or assignment of license made pursuant to prior Commission consent). The appropriate forms for use in connection with such transfers or assignments are FCC Forms 314, 315, and 316. It is the prime responsibility of the licensee or permittee to determine whether a given transaction constitutes a transfer of control or an assignment.

6. The official title of the respondent must be an officer of the licensee or permittee corporation or association, or in case of a governmental or public educational agency, a duly authorized administrative representative thereof.

This report is filed pursuant to instruction (Check One)

1(a) ☒ Renewal

(b) ☐ Transfer of Control,  
Assignment of License, or  
Construction Permit

(c) ☐ Change of prior report, for the following stations:

Call sign KALW

Type of station FM EDUCATIONAL

Location

City

SAN FRANCISCO

State

CA

2. List all contracts and other instruments set forth in Section 73.3613 of the Commission's Rules and Regulations

Description of contract or instrument

\*Corporation for Public Broadcasting  
~~(1991 Community Service Grant)~~

\*National Public Radio  
(Program Agreement on file)

\*American Public Radio  
(Program Agreement on file)

Name of person or organization with whom contract is made

Corporation for Public Broadcasting  
National Public Radio  
American Public Radio

Date of execution

C.P.B. Oct. 25, 1990 N.P.R.:

A.P.R. Aug. 10, 1990 Aug. 8, 1988

Date of expiration C.P.B.: continues yr to yr

N.P.R. continues yr to yr

A.P.R. continues yr to yr

3. Is the governing board directly or indirectly under the control of another entity?

☐ Yes ☒ No

If "Yes", give name and nature of entity

4. Show the interests in any other broadcast station of the licensee or permittee, or any of its officers, members of the governing board, and holders of 1% or more ownership interest, if any

(NONE)

5. Give the following information as to applicant's officers, members of governing board, and holders of 1% or more ownership interest, if any.

NAME AND RESIDENCE	OFFICE HELD	CITIZENSHIP	PRINCIPAL PROFESSION OR OCCUPATION	BY WHOM APPOINTED OR ELECTED
Mr Tom Ammiano 162 Prospect S.F., CA 94110	Vice Pres. S.F. Board of Education	U.S.	Educator	elected by San Francisco voters
Mr Ramon C. Cortines 2470 Filbert S.F., CA 94123	Supt. of Schools / Secty. of Board	U.S.	Supt. of Schools	appointed by San Francisco Board of Education
Dr. Carlota delPortillo 84 Berkeley Way S.F., CA 94131	Member, S.F. Board of Education	U.S.	College administra- tor	elected by San Francisco voters
Mrs Libby Denebeim 100 St. Francis S.F. CA 94127	Member, S.F. Board of Education	U.S.	Community activist	elected by San Francisco voters

Section 310(d) of the Communications Act of 1934 requires that consent of the Commission must be obtained prior to the assignment or transfer of control of a station license or construction permit. This form may not be used to report or request an assignment of license or transfer of control (except to report an assignment of license or control made pursuant to prior Commission consent).

### CERTIFICATION

(Date of certification must be within 30 days of date shown in Item 1 when box 1(a) is checked and in no event prior to Item 1 date.)

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this Jan day of 31, 1991.

San Francisco Unified School District  
(NAME OF LICENSEE OR PERMITTEE)

By

*Jo Anne Mella*  
(SIGNATURE)

Title President, Board of Education

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE  
PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.

### FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

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The principal purpose(s) for which the information will be used is to determine if the benefit requested is consistent with the public interest.

The staff, consisting variously of attorneys, accountants, engineers, and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing.

If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information.

Accordingly, every effort should be made to provide all necessary information. Your response is required to retain the benefit.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, December 31, 1974, 5 U.S.C. 552(a) (3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

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5. Give the following information as to applicant's officers, members of governing board, and holders of 1% or more ownership interest, if any.

NAME AND RESIDENCE	OFFICE HELD	CITIZENSHIP	PRINCIPAL PROFESSION OR OCCUPATION	BY WHOM APPOINTED OR ELECTED
Dr. Dan Kelly 255 San Marcos S.F., CA 94116	Member, S.F. Board of Education	U.S.	Physician	elected by San Francisco voters
Ms JoAnne Miller 1920 Quint S.F., CA 94124	President, S.F. Board of Education	U.S.	Educator	elected by San Francisco voters
Mr Fred A. Rodriguez 1231 - 28th Avenue S.F., CA 94122	Member, S.F. Board of Education	U.S.	Attorney	elected by San Francisco voters
Dr. Leland Y. Yee 1489 Dolores S.F., CA 94110	Member, S.F. Board of Education	U.S.	Psycholo- gist	elected by San Francisco voters

**SFUSD 1993**

**SUPPLEMENTAL REPORT**

**(From KALW Public Inspection File)**

Approved by OMB  
3060-0084  
Expires 4/30/90

UNITED STATES OF AMERICA  
FEDERAL COMMUNICATIONS COMMISSION

Ownership Report  
For Noncommercial Educational Broadcast  
Station

INSTRUCTIONS

1. This report is to be filed as follows by noncommercial educational TV, FM, or AM broadcast stations (See Section 73.3615 of the Commission's Rules.)

(a) By licensees with the application for renewal of station license. Licensees with current unamended Ownership Reports on file at the Commission may so indicate on their renewal applications and be relieved of the obligation to file a new Ownership Report.

(b) By licensees or permittees within 30 Days after the consummation, pursuant to Commission consent, of a transfer of control, or an assignment of license or the grant of an original construction permit.

(c) By licensees or permittees within 30 days after changes in the information called for by this form.

(d) File one copy with the Federal Communications Commission, Washington, D.C. 20554. If information submitted is equally applicable to each station above listed, one report may be filed for all such stations; otherwise a separate report shall be filed for each station.

(e) This form is to be filled out completely when filed pursuant to (a) and (b) above. When filled out pursuant to (c), changes only need be noted.

2. Any contract or modification of contract relating to the ownership, control, or management of the licensee or permittee must be filed with the Commission, as required by Section 73.3613 of the Rules. Attention is directed to the fact that Section 73.3613 requires the filing of all contracts of the types specified and is not limited to executed contracts but includes options, pledges, and other executory agreements and contracts relating to ownership, control, or management.

This form should be used to report all types of transactions concerning agreements and voting control.

4. If the licensee or permittee is directly or indirectly controlled by another entity, a separate Form 323L should be submitted to report changes in the officers and directors of such entity.

5. This form is not to be used to report or request a transfer of control or assignment of license or construction permit (except to report a transfer of control or assignment of license made pursuant to prior Commission consent). The appropriate forms for use in connection with such transfers or assignments are FCC Forms 314, 315, and 316. It is the prime responsibility of the licensee or permittee to determine whether a given transaction constitutes a transfer of control or an assignment.

6. The official title of the respondent must be an officer of the licensee or permittee, corporation or association, or in case of a governmental or public educational agency, a duly authorized administrative representative thereof.

FOR COMMISSION USE ONLY

File No.

Name of Applicant

San Francisco Unified School District

Telephone No. (Include Area Code) (415) 841-4121

1. All of the information furnished is reported as of

January 31, 1993

(date must comply with Section 73.3615(e) when box 1(a) below is checked)

This report is filed pursuant to instruction (Check One)

1(a) ☐ Renewal

(b) ☐ Transfer of Control,  
Assignment of License, or  
Construction Permit

(c) ☒ Change of prior report, for the following stations:

Call sign KALW

Type of station FM Educational

Location

City San Francisco

State CA

2. List all contracts and other instruments set forth in Section 73.3613 of the Commission's Rules and Regulations

Description of contract or instrument

\*Corporation for Public Broadcasting

\*National Public Radio  
(Program Agreement on file)

\*Public Radio International  
(Program Agreement on file)

Name of person or organization with whom contract is made

Corporation for Public Broadcasting  
National Public Radio  
Public Radio International

Date of execution

C.P.B. Oct. 25, 1990 N.P.R.:

P.R.I. Aug. 10, 1990 Aug. 8, 1988

Date of expiration C.P.B. continues yr to yr

N.P.R. continues yr to yr

P.R.I. continues yr to yr

3. Is the governing board directly or indirectly under the control of another entity?

☐ Yes ☒ No

If "Yes", give name and nature of entity

4. Show the interests in any other broadcast station of the licensee or permittee or any of its officers, members of the governing board, and holders of 1% or more ownership interest, if any

(None)

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Give the following information as to applicant's officers, members of governing board, and holders of 1% or more ownership interest, if any.

PLEASE SEE ATTACHMENT 3 FOR COMPLETE INFORMATION

NAME AND RESIDENCE	OFFICE HELD	CITIZENSHIP	PRINCIPAL PROFESSION OR OCCUPATION	BY WHOM APPOINTED OR ELECTED
WADEMAR ROJAS	SUPERINTENDENT			BOARD OF EDUCATION
KEITH JACKSON	PRESIDENT			ELECTED
CARLOTA DEL PORTILLO	MEMBER			ELECTED
MARY T. HERNANDEZ	MEMBER			ELECTED
DAN KELLY	MEMBER			ELECTED
JUANITA OWENS	MEMBER			ELECTED
STEVE PHILLIPS	MEMBER			ELECTED
JILL WYNNS	MEMBER			ELECTED
PLEASE SEE ATTACHMENT 3 FOR COMPLETE INFORMATION				

#### CERTIFICATION

Date of certification must be within 30 days of date shown in Item 1 when box 1(a) is checked and in no event prior to Item 1 date.

I certify that the statements in this Report are true, complete and correct to the best of my knowledge and belief, and are made in good faith.

NAME OF LICENSEE OR PERMITEE	SIGNATURE
SAN FRANCISCO UNIFIED SCHOOL DISTRICT	<i>Wade Mar Rojas (S.D.)</i>
TITLE	DATE
SUPERINTENDENT	7/30/97

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

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The solicitation of personal information requested in this Report is authorized by the Communications Act of 1934, as amended. The Commission will use the information provided in this Report to assess compliance with the Commission's regulations and policies. In reaching that determination, or for law enforcement purposes, it may become necessary to refer personal information contained in this form to another government agency. In addition, all information provided in this form will be available for public inspection. If information requested on the form is not provided, processing may be delayed while a request is made to provide the missing information or the Report may be returned without action pursuant to the Commission's Rules. Your response is required to obtain the requested authorization.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Records Management Branch, AMD-IM, Paperwork Reduction Project (3060-0084), Washington, D. C. 20554.

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